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7 Attorneys for UNITED STATES OF AMERICA

8 UNITED STATES DISTRICT COURT  
9  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 KRIS TEPLIN,

Plaintiff,

13 v.

14 THE UNITED STATES OF AMERICA,  
15 WENDI JOINER and STANLEY EMMOTT,

16 Defendants.  
17

) Case No. 17-2445-HSG

)

) **STIPULATION TO CONTINUE**  
) **MOTIONS HEARING AND CASE**  
) **MANAGEMENT CONFERENCE AND**  
) **ORDER**

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1 Pursuant to Civil Local Rules 6-2 and 7-12, the parties, Plaintiff, Kris Teplin, and Defendants,  
2 the United States of America and Wendi Joiner, respectfully submit this stipulation as follows, subject to  
3 the approval of the Court:

4 1. The hearing on the motions to dismiss filed by Defendant Joiner (ECF No. 12) and  
5 Defendant United States of America (ECF No. 17) and the initial case management conference were  
6 previously set for August 31, 2017.

7 2. On August 28, 2017, the Court continued the hearing on the pending motions to dismiss  
8 and the case management conference to September 14, 2017. ECF No. 29.

9 3. Undersigned counsel for the United States of America will be conducting an interview in  
10 an under seal *qui tam* action on September 14, 2017, that was scheduled over one month ago and  
11 involves counsel traveling from out of state. The interview is anticipated to last the entire day. In light  
12 of this conflict, undersigned counsel for the United States of America respectfully seeks a one-week  
13 continuance of the hearing and case management conference date to September 21, 2017.

14 4. Should September 21, 2017, not be a convenient date for the Court, the parties note that  
15 counsel for Plaintiff will be on travel from September 22, 2017 to October 9, 2017, and will not be  
16 available during that time.

17 5. This change will not alter the date of any event or any deadline already fixed by Court  
18 order, other than the date for the motions hearing and the case management conference.

19 IT IS HEREBY STIPULATED, by the parties to the above-captioned action, subject to the  
20 approval of the Court, that the hearing on the pending motions to dismiss (ECF No. 12, 17) and the case  
21 management conference be continued to September 21, 2017.

22 Dated: August 29, 2017

Respectfully submitted,

23 BRIAN J. STRETCH  
24 United States Attorney

25 /s/ Michelle Lo  
26 Michelle Lo  
27 Assistant United States Attorney  
28 *Attorneys for the United States of America*

1 Dated: August 29, 2017

BRENT, FIOL & PRATT LLP

2 By: /s/ Nathaniel M. Leeds

3 Nathaniel M. Leeds

Attorneys for Plaintiff Kris Teplin

4  
5 Dated: August 29, 2017

HINSHAW, MARSH, STILL & HINSHAW LLP

6 By: /s/ Scott Kanter

7 Scott Kanter

Attorneys for Defendant Wendi Joiner M.D.

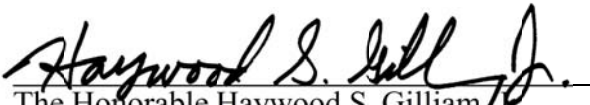
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9 **ECF ATTESTATION**

10 In accordance with Civil Local Rule 5(i)(3), I, Michelle Lo, attest that I have obtained  
11 concurrence in the filing of this document from the other signatories listed here.

12  
13 **ORDER**

14 PURSUANT TO STIPULATION, IT IS SO ORDERED. The hearing on the defendants' motions to  
15 dismiss (ECF Nos. 12, 17) and the case management conference, previously set for September 14, 2017,  
16 are continued to October 12, 2017, at 2:00 p.m. in Courtroom 2, 4th Floor, 1301 Clay Street, Oakland,  
17 California.

18  
19 DATE: August 29, 2017

20   
The Honorable Haywood S. Gilliam, Jr.  
United States District Judge